

CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date: 6-7-72 by plaintiff

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS					
BILL MORRISON VS ✓ KAN-SUN, INC. A Kansas Corporation ✓ TOPEKA METAL SPECIALTIES, a Kansas corporation and ✓ HENRY GERDES,		For plaintiff: James E. Frasier 303 Pythian Building Tulsa, Oklahoma 74103 (584-4724) For defendant: James E. Woodson (Kan-Sun) 1800 Harrison Street Topeka, Kansas 66612 (913) (354-1397) Waldo E. Jones II (Kan-Sun) 1440 No. Lansing Street Tulsa, Okla. 74106 (582-2349) O. F. Baldwin, 805 Merchants Towers Topeka, Kansas 232-2003 - for Kan-Sun, Inc.					
STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.		
J.S. 5 mailed 7-1-72	Clerk	1972 6-7 6-8-72	Frasier C.D.No.54	15 00	15 00		
J.S. 6 mailed 5-1-73	Marshal						
Basis of Action: Judgment for money due on note	Docket fee Witness fees						
Action arose at:	Depositions						

Daugherty

DATE	PROCEEDINGS	Date Order or Judgment Noted
6-7-72	Complaint filed and summons issued. ds	
6-13-72	Marshal's return of service of summons, filed. Served Kan-Sun by serving Bob Clatterbuck, V.P. in Topeka, Kan. on 6/9/72 (USM \$6.40)rm	
6-29-72	Appl of Deft for enlargement of time, filed. r <i>40 Jan 10 1973</i>	
7-3-72	Order filed, that deft are granted until 7-20-72 to answer or otherwise plead, filed. (FD-J)r <i>copies mailed</i>	
7-24-72	Application w/ORDER granting the joint appl an additional 15 days (8-5) to the deft in which to answer or plead, filed. (FD-J)r (copies mailed)	
8-8-72	Amended complaint, filed. Summons issued to Topeka Metal Specialties and Henry Gerdes. rm	
8-11-72	Return on summons and amended complaint, filed. Served Henry Gerdes and Topeka Metal Specialties on 8-8-72 at Topeka, Kansas. \$10.00. ds	
8-30-72	Appl. of the Deft.s to extend time for answer, filed. v -order to J.	
9-1-72	Order filed, extending time for the deft. to answer until 9-20-72. Filed. (FD-J)r (copies mailed)	
9-20-72	Separate answer of Kan-Sun, Inc. a Kansas Corp. filed. ds	
10-3-72	Motion to dismiss w/brief of def. Topeka Metal, filed. rm	
10-3-72	Motion to dismiss w/brief of def. Gerdes, filed. rm	
10-6-72	Order filed, overruling the defts Gerdes and Topeka Metal's Motions to Dismiss, and each are ordered to answer Pltf's Amended Complaint within 10 days from this date, filed. (FD-J)r (Copies mailed)	
10-16-72	ANSWER of Henry Gerdes, filed. r	
10-16-72	ANSWER OF Topeka Metal Specialties, filed. r	
11-2-72	Case set for Pre-Trials on Thurs. 11-30-72 at 9:30 A/M. (FD-J)r	
11-30-72	Pre-trial hearing held. Statements made. Plaintiff's oral demand for Jury trial granted, and case set for next jury trial. Plaintiff to prepare pre-trial order. (FED-J)h	
12-1-72	Telegram from Mr. Woodson, request a continuance, on the P-T hearing filed. r	
1-12-73	Case set for jury trial 2-6-73 at 9:30 a.m. (FD-J)hm	
2-2-73	Appl. of both parties for cont of Jury trial, filed. r	
2-5-73	Order filed, that case be continued to March Jury Docket, filed. (FD-J)r (Copies mailed)	
2-16-73	Deposition of Carlan D. Honaker, taken on behalf of defendants on 1-29-73 before Leslie V. Shay, CSR (fees: \$22.00) filed, jj.	
2-16-73	Deposition of Albert Selbee, taken on behalf of defendants on 1-29-73 before Leslie V. Shay, CSR (fees: \$19.00) filed, jj.	
2-16-73	Deposition of William A. Morrison, taken on behalf of defendants on 1-29-73 before Leslie V. Shay, CSR (fees: \$50.00), filed, jj. (Cont)	

DATE	PROCEEDINGS	Date Order or Judgment Noted
3-7-73	Case set for Jury Trials on Monday, 3-7 -73 at 9:30 A.M. (FD-J)r	
3-19-73	Deposition of Heinrich D. Gerdes on behalf of plaintiff taken by Leslie V. Shay, CSR, on 1-29-73. Fee \$88.00. ds	
4-13-73	Stip. for Dismissal, filed. r	
4-16-73	Order of Dismissal, that cause be dismissed w/prejudice to filing a new action, filed ^{and entered} (FD-J)r (Copies mailed)	

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